(Spl.-H.C.A.S.C.D., 78-e)

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF BOMBAY AT GOA
PANAJI, GOA.
APPELLATE SIDE

DISTRICT :

WRIT PETITION NO.292 OF 2004

Office Notes, Office Memoranda of Quorum, appearances,Court's orders of directions and Registrar's orders	Court's or Judge's orders

Mr. S. S. Kantak, advocate for the petitioner.

Mr. A.N.S. Nadkarni, Advocate General with Mr. S. Malyekar, Addl. Government Advocate for respondent nos.1 and 2.

Mr. C. A. Coutinho, advocate for respondent nos.3 and 4.

CORAM : P. V. HARDAS &
N. A. BRITTO, JJ.

DATE : 30th August, 2004.

P.C.

Mr. C. A. Coutinho, learned counsel appearing on behalf of respondent nos.3 and 4 has invited our attention to the affidavit sworn by one Rajeev M. Sukhtankar, son of Madhusudan Sukhthankar, respondent no.4, to paragraph 7 which states that insofar as the payments to the petitioner for

the last academic year is concerned, the bill has been forwarded to the Department of Education and payment is likely to be cleared soon. In furtherance to this statement at paragraph 7 of the affidavit, Mr. Coutinho, on instructions from respondent no.3, who is present in Court, has stated that the payment of the petitioner has been deposited in the account of the petitioner on 11th August, 2004.

2. Mr. Kantak, learned counsel appearing on behalf of the petitioner has placed before us a pursis signed by the petitioner, who is also present in Court, seeking withdrawal of the petition stating that the petitioner intends to avail of the alternate remedy of filing an appeal before the Administrative Tribunal. In view of the statement of Mr. Coutinho, learned counsel appearing on behalf of respondent nos. 3 and 4, prayer (b) of the petition does not survive for consideration. The pursis submitted by

Mr. Kantak is taken on record and marked 'X' for the purpose of identification.

3. In view of this, Writ Petition no. 292 of 2004 is allowed to be withdrawn and is dismissed as such, with liberty to the petitioner to avail alternate remedy.

P. V. HARDAS, J.

N. A. BRITTO, J.

mc.